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15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 ALLSTATE INSURANCE COMPANY,
ALLSTATE PROPERTY & CASUALTY
18 INSURANCE COMPANY, ALLSTATE
INDEMNITY COMPANY, and ALLSTATE
19 FIRE & CASUALTY INSURANCE
COMPANY,

20 Plaintiffs,

21 v.

22 MARJORIE BELSKY, MD; MARIO
23 TARQUINO, MD; MARJORIE BELSKY,
MD, INC., doing business as INTEGRATED
24 PAIN SPECIALISTS; and MARIO
TARQUINO, MD, INC., DOES 1-100, and
25 ROES 101-200,

26 Defendants.

27 AND RELATED CLAIMS
28

CASE NO. 2:15-cv-2265-MMD-DJA

**STIPULATION AND ORDER TO
EXTEND THE DEADLINE FOR
PARTIES TO FILE REPLIES TO
RESPONSES TO MOTIONS FOR
SUMMARY JUDGMENT [ECF 539] and
[ECF 547]**

FIRST REQUEST

1 Plaintiffs and Counterdefendants, ALLSTATE INSURANCE COMPANY, ALLSTATE
 2 PROPERTY & CASUALTY INSURANCE COMPANY, ALLSTATE INDEMNITY COMPANY,
 3 and ALLSTATE FIRE & CASUALTY INSURANCE COMPANY (hereinafter “Allstate Parties”),
 4 and Defendants and Counterclaimants MARJORIE BELSKY, M.D., MARIO TARQUINO, M.D.,
 5 MARJORIE BELSKY, M.D., INC. d/b/a INTEGRATED PAIN SPECIALISTS, and MARIO
 6 TARQUINO, M.D., INC. (hereinafter “Belsky Parties”), by and through their respective attorneys of
 7 record, stipulate and agree to extend the July 21, 2023, deadline for all parties to file replies to the
 8 responses [ECF No. 539 (Allstate) and 547 (Belsky Parties) that were filed on July 7, 2023 to their
 9 respective Motions for Summary Judgment, Allstate Parties [ECF 518] and Belsky Parties [ECF 522],
 10 extending the deadline for replies to the responses to each motion to August 21, 2023.

11 1. The extension is due to summer vacation schedules, work load issues and scheduling
 12 conflicts for respective counsel for both parties, and in light of the critical importance of the Belsky
 13 Parties’ motion as to Allstate’s claims herein and the Allstate Parties’ motion on the Belsky Parties’
 14 counterclaims, an extension of time is necessary to complete work on the detailed and complex
 15 motions.

16 2. Counsel for Allstate Parties, Mr. Baxter, is involved in a matter where he is preparing a
 17 response to a petition for writ of mandate that must be filed with the Fifth District Court of Appeal in
 18 Fresno by Monday, July 17, 2023. He also is preparing an opening brief on an appeal that is due July
 19 12, 2023 with the same court. He also has another opening brief on appeal due on July 31, 2023 with
 20 the same court. Mr. Baxter will be out on a scheduled vacation from August 1, 2023 through August
 21 11, 2023.

22 3. There are a number of issues and claimants involved in this case, with extensive
 23 discovery having been completed that must be summarized for purposes of responding to the motions
 24 that have been filed. The response filed by Allstate to the Belsky’s motion for summary judgment
 25 contains a 45-page points and authorities, with an extensive amount of exhibits attached thereto that
 26 must be reviewed and summarized. The motions at issue are of critical importance; however, due to
 27 the existing work schedule of counsel for both parties, including scheduled vacation, including, but
 28 not limited to, the issues outlined in paragraph 2 above, in order to ensure that the parties have a full

1 and adequate opportunity to prepare relies to the responses to the motions [ECF No. 539 and 547],
2 good cause exists to extend the deadline for filing replies to August 21, 2023.

3 4. Thus, the parties stipulate and agree to extend the deadline for the replies to responses
4 for the dispositive motions from July 21, 2023 to August 21, 2023. Additional time is not expected to
5 be needed.

6 5. This stipulation is made in good faith and not to delay the proceedings.

7 Trial has not been scheduled in this matter.

8 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

9 DATED this 11th day of July, 2023

DATED this 11th day of July, 2023

10 FAIN ANDERSON VANDERHOEF
11 ROSENDAHL O'HALLORAN
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CHRISTIENSEN LAW OFFICES

12 By: /s/ Todd W. Baxter

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22 IT IS SO ORDERED.

23 DATED: July 11, 2023



UNITED STATES DISTRICT COURT JUDGE

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